

REMARKS

Applicants respectfully request a one-month extension of time to May 14, 2008 to respond to the official action. The one-month extension of time fee can be charge to the undersigned Attorney's Deposit Account 10-0100. Should additional fees or a credit be associated with this paper, the additional fees or credit can be charged or credited to the undersigned Attorney's Deposit Account 10-0100.

Claims 6-9 are cancelled.

Claims 9-12 were previously cancelled.

Claims 18-20 are added. Claims 18-20 recite a method for prevention of an infectious disease by the novel immunogenic composition.

Claims 1-5 and 13-16 are amended.

Claims 1-5 and 13-16 presently stand rejected under 35 USC § 102 as allegedly being anticipated by Tremblay et al.

The rejections of record are respectfully traversed.

The claims were amended to delete any reference to "vaccine". The rejections under 35 USC § 101 are mooted.

The amended claims e.g. claims 1 and 18 recite "live wild strains of Streptomyces" as an "immunogenic composition".

Tremblay et al. fails to disclose "live" "wild strains" of Streptomyces and administering same for preventing tuberculosis. Tremblay et al. merely discloses the heterologous production and secretion of two

mycobacterial antigens by Streptomyces lividans. There is no disclosure or direction to "live" "wild strains" of Streptomyces as an effective preventive for tuberculosis. Tremblay et al. does not anticipate the limitations as presently claimed. Unless more pertinent art is cited, the claims patentably distinguish over Tremblay et al.

Claims 1-5, 13-16 and 18-20 are inform for allowance.

An early allowance is respectfully requested.

Respectfully submitted,

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